

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

|                    |                   |                  |                |
|--------------------|-------------------|------------------|----------------|
| <b>Applicant:</b>  | Norihiko Hareyama | <b>Examiner:</b> | Joel Lamprecht |
| <b>Serial No.:</b> | 10/808,700        | <b>Art Unit:</b> | 3737           |
| <b>Filed:</b>      | March 25, 2004    | <b>Docket:</b>   | 17553          |
| <b>For:</b>        | TREATMENT SYSTEM  | <b>Dated:</b>    | April 29, 2008 |
| <b>Conf. No.:</b>  | 5916              |                  |                |

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 23313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, it is requested that the following reference, which is also listed on the attached Form PTO-1449, be made of record in the above-identified case.

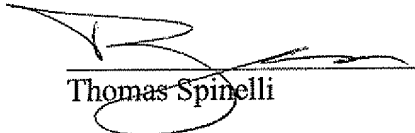
1. International Publication No. WO 02/103380 A1 published December 27, 2002

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Dated: April 29, 2008


  
Thomas Spinelli

The above-cited reference was cited in a Japanese Office Action dated April 1, 2008. Applicant is submitting a copy of the above-cited reference together with a copy of the Japanese Office Action. The above-cited reference has been described in the Office Action.

Further, the undersigned hereby states that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Also enclosed herewith is a Statement Pursuant to 37 C.F.R. § 1.704(d).

Respectfully submitted,



Thomas Spynelli  
Registration No.: 39,533

Scully, Scott, Murphy & Presser, P.C.  
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(516) 742-4343  
TS: cm

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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| <b>Applicant:</b>  | Norihiko Hareyama | <b>Examiner:</b> | Joel Lamprecht |
| <b>Serial No.:</b> | 10/808,700        | <b>Art Unit:</b> | 3737           |
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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**STATEMENT PURSUANT TO 37 C.F.R. §1.704(d)**

Sir:


I hereby state that each item of information contained in the Information Disclosure Statement submitted herewith was first cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

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Dated: April 29, 2008

  
Thomas Spinelli

Therefore, the Information Disclosure Statement submitted herewith cannot be considered a failure to engage in reasonable efforts to conclude prosecution of the application under paragraphs (c)(6), (c)(8), (c)(9), or (c)(10) of 37 C.F.R. §1.704.

Respectfully submitted,



Thomas Spinelli  
Registration No.: 39,533

Scully, Scott, Murphy & Presser, P.C.  
400 Garden City Plaza, Suite 300  
Garden City, New York 11530  
(516) 742-4343  
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|   |     |                        |                   |  |       |   |                               |    |
|---|-----|------------------------|-------------------|--|-------|---|-------------------------------|----|
| <b>INFORMATION DISCLOSURE CITATION</b><br><i>(Use several sheets if necessary)</i>  |     |                        |                   | Docket Number (Optional)<br><b>17553</b> |       | Application Number<br><b>10/808,700</b> |                               |    |
|   |     |                        |                   | Applicant(s)<br><b>Norihiko Hareyama</b> |       |   |                               |    |
|   |     |                        |                   | Filing Date<br><b>March 25, 2004</b>     |       | Group Art Unit<br><b>3737</b>           |                               |    |
| <b>U.S. PATENT DOCUMENTS</b>  |     |                        |                   |  |       |   |                               |    |
| *EXAMINER<br>INITIAL  | REF | DOCUMENT NUMBER        | DATE              | NAME                                     | CLASS | SUBCLASS                                | FILING DATE<br>IF APPROPRIATE |    |
|   |     |                        |                   |  |       |   |                               |    |
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|   |     |                        |                   |  |       |   |                               |    |
| <b>U.S. PATENT APPLICATION PUBLICATIONS</b>   |     |                        |                   |  |       |   |                               |    |
| *EXAMINER<br>INITIAL  | REF | DOCUMENT NUMBER        | DATE              | NAME                                     | CLASS | SUBCLASS                                | FILING DATE<br>IF APPROPRIATE |    |
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|   |     |                        |                   |  |       |   |                               |    |
|   |     |                        |                   |  |       |   |                               |    |
| <b>FOREIGN PATENT DOCUMENTS</b>   |     |                        |                   |  |       |   |                               |    |
|   | REF | DOCUMENT NUMBER        | DATE              | COUNTRY                                  | CLASS | SUBCLASS                                | Translation                   |    |
|   |     |                        |                   |  |       |   | YES                           | NO |
|   |     | <b>WO 02/103380 A1</b> | <b>12/27/2002</b> | <b>PCT</b>                               |       |   |                               |    |
|   |     |                        |                   |  |       |   |                               |    |
|   |     |                        |                   |  |       |   |                               |    |
|   |     |                        |                   |  |       |   |                               |    |
|   |     |                        |                   |  |       |   |                               |    |
| <b>OTHER DOCUMENTS</b> <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>  |     |                        |                   |  |       |   |                               |    |
|   |     |                        |                   |  |       |   |                               |    |
|   |     |                        |                   |  |       |   |                               |    |
| EXAMINER  |     |                        |                   | DATE CONSIDERED                          |       |   |                               |    |
| EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. |     |                        |                   |  |       |   |                               |    |

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
**(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.  
**17553**

In Re Application Of: **Norihiko Hareyama**

| Application No.   | Filing Date           | Examiner              | Customer No. | Group Art Unit | Confirmation No. |
|-------------------|-----------------------|-----------------------|--------------|----------------|------------------|
| <b>10/808,700</b> | <b>March 25, 2004</b> | <b>Joel Lamprecht</b> | <b>23389</b> | <b>3737</b>    | <b>5916</b>      |

Title: **TREATMENT SYSTEM**

Address to:  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, VA 22313-1450**

**37 CFR 1.97(b)**

1. ☐ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2. ☒ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☒ the statement specified in 37 CFR 1.97(e);

**OR**

☐ the fee set forth in 37 CFR 1.17(p).

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
17553

In Re Application: **Norihiko Hareyama**

| Application No. | Filing Date    | Examiner       | Customer No. | Group Art Unit | Confirmation No. |
|-----------------|----------------|----------------|--------------|----------------|------------------|
| 10/808,700      | March 25, 2004 | Joel Lamprecht | 23389        | 3737           | 5916             |

Title: **TREATMENT SYSTEM**

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **191013** as described below.
- ☐ Charge the amount of \_\_\_\_\_
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

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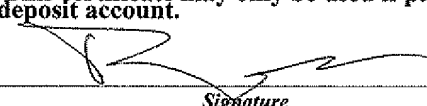
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Typed or Printed Name of Person Mailing Certificate

**\*This certificate may only be used if paying by deposit account.**

Dated: **April 29, 2008**

  
\_\_\_\_\_  
Signature

**Thomas Spinelli**  
Registration No.: **39,533**

CC: